IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 1st day of April, 2005

Bail application No. 291 of 2005

Order on Bail Application of accused

CRIMINAL SIDE

Raj Kumar
S/o Tej Ram
R/o Village – Karanpur
Police Station- Khanpur
District- Haridwar ……Applicant

Versus

State of Uttaranchal ….Opposite Party

Arising out of case crime No. 58 of 2004
U/Ss 147, 148, 149, 504, 506, 302, 34 I.P.C.
Police Station – Khanpur
District- Haridwar

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime no. 58 of 2004, U/Ss 147, 148, 149, 504, 506, 302, 34 I.P.C., Police Station- Khanpur, District- Haridwar.

Heard Sri S.P.S. Panwar- Sr. Advocate, learned counsel for the applicant, Sri Vivek Shukla, learned counsel for the complainant, learned Addl. G.A. for the State and perused the record.

The averment made in the F.I.R. clearly reveals that it were Padam and Satish who have been attributed the specific role of firing at Samshad and Babu deceased. Both the deceased have sustained one fire arm injury each on their persons.

Keeping in view, the specific role assigned to the co-accused, Padam and Satish, I am of the view that the applicant is entitled to release on bail at this stage.

Let the applicant, Raj Kumar be released on bail on executing their personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

April 01, 2005
Shiv